

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Mark Allen Grubbs Serial No.: 10/777,722 Filed: 02/12/2004 Title: ADJUSTING LOG SIZE IN A STATIC LOGICAL VOLUME Docket: AUS920031050US1	: Before the Examiner: : LINH BLACK : Group Art Unit: 2163  : IBM CORPORATION (AP) : c/o Amy J. Pattillo : P.O. Box 161327 : Austin, Tx 78716
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**AMENDMENT AFTER ALLOWANCE UNDER 37 CFR 1.312**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicants submit this amendment after allowance under 37 CFR 1.312, filed before or with the payment of the issue fee, and respectfully request entry of the amendment to cancel claims 7-10, 12-16, and 18 and timely issue of the application with allowed claims 1-4 and 6.

Section 714.16 MPEP describes that the amendment under 37 CFR 1.312 of an application broadly encompasses any change in the file record of the application. Sections 714.16 and 714.16(d)(II) of the MPEP provide that for amendments which embody merely the cancellation of claims, the primary patent examiner has the authority to enter these amendments and can enter these amendments without forwarding to the supervisory patent examiner for approval.

Applicants submit this amendment after allowance canceling claims 7-10, 12-16, and 18. Appendix A submitted herewith presents a listing of allowed claims after cancellation of claims 7-10, 12-16, and 18.

Applicants are not conceding in this application that claims 7-10, 12-16, and 18 are not patentable and Applicants respectfully reserve the right to pursue these and other claims in one or more continuation applications.

In conclusion, Applicants respectfully request entry of the amendment

under 37 CFR 1.312 and timely issuance of a notice of allowance. No additional fee is believed to be necessary; however, in the event that any additional fee is required, please charge it to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

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